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I HERADE DECLARE THAT:

My residence, mailing address, and citizenship are stated next to my name in PART A on hereof.

I believe I am the original, first, and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled

#### PROMOTERS FOR REGULATED GENE EXPRESSION

the specification of which:

- ☐ is attached hereto.
- was filed on June 6, 2001 as Application Serial No. 09/875,453.

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate listed in PART B hereof and have also identified in PART B on hereof any foreign application for patent or inventor's certificate having a filing date before that of the application of which priority is claimed.

I hereby claim the benefit under Title 35, United States Code §119(e) and §120, of any United States application(s) listed in PART C hereof and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations §1.56 which occurred between the filing date of the prior application and any national or PCT international filing date of this application.

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Please direct all telephone calls to Linda R. Judge at (650) 838-4404. Address all correspondence to:

Perkins Coie LLP P.O. Box 2168 Menlo Park, CA 94026 Customer No. 22918

PART A: INVENTOR INFORMATION	AND SIGNATURE	
Full name of FIRST inventor:	Jungsuh P. Kim	
Citizenship: <u>U.S.A.</u>		
Residence (if different):	<u> Palo</u>	Alto, CA 94303
Inventor's Signature: Jun	seel P. Kim	Date: 9/12/01
Full name of SECOND inventor:	Douglas B. Starr	
Citizenship: <u>U.S.A.</u>	Mailing Address:	1197 Bonita Avenue
Residence (if different):		Mountain View, CA 94040
Inventor's Signature:		Date:
Full name of THIRD inventor:	Albert W. Tam	
Citizenship: <u>U.S.A.</u>	Mailing Address:	1871 10th Avenue
Residence (if different):		San Francisco, CA 94122
Inventor's Signature:		Date:
Full name of FOURTH inventor:	Megan E. Laurance	
Citizenship: <u>U.S.A.</u>	Mailing Address:	
Residence (if different):		San Francisco, CA 94110
Inventor's Signature:		Date:
Full name of FIFTH inventor:	Emil F. Michelotti	
Citizenship: <u>U.S.A.</u>	Mailing Address:	
Residence (if different):		Foster City, CA 94404
Inventor's Signature:	Date:	
Full name of SIXTH inventor:	Mark D. Velligan	
Citizenship: <u>U.S.A.</u>	Mailing Address:	P. O. Box 370532
Residence (if different):		Montara, CA 94037
Inventor's Signature:	Date:	
Full name of SEVENTH inventor	: Derek R. Latour	
Citizenship: <u>U.S.A.</u>	Mailing Address:	1945 East Avenue
Residence (if different):		Hayward, CA 94541
Inventor's Signature:	Date:	

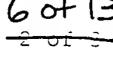
PART A: INVENTOR INFORMATION AND SIGNATURE
Full name of FIRST inventor: Jungsuh P. Kim
Citizenship: <u>U.S.A.</u> Mailing Address: <u>1844 Guinda Street</u>
Residence (if different):
Inventor's Signature: Date:
Full name of SECOND inventor: Douglas B. Starr
Citizenship: <u>U.S.A.</u> Mailing Address: <u>1197 Bonita Avenue</u>
Residence (if different):
Inventor's Signature: Depth Botton  Full name of THIRD inventor: Albert W. Tam
Full name of THIRD inventor: Albert W. Tam
Citizenship: U.S.A. Mailing Address: 1871 10th Avenue
Residence (if different):
Inventor's Signature: Date:
Full name of FOURTH inventor: Megan E. Laurance
Citizenship: <u>U.S.A.</u> Mailing Address: <u>1020 Shotwell Street</u>
Residence (if different):
Inventor's Signature: Date:
Full name of FIFTH inventor: Emil F. Michelotti
Citizenship: <u>U.S.A.</u> Mailing Address: <u>1181 Marlin Avenue</u>
Residence (if different):
Inventor's Signature: Date:
Full name of SIXTH inventor: Mark D. Velligan
Citizenship: U.S.A. Mailing Address: P. O. Box 370532
Residence (if different):
Inventor's Signature: Date:
Full name of SEVENTH inventor: Derek R. Latour
Citizenship: U.S.A. Mailing Address: 1945 East Avenue
Residence (if different):
Inventor's Signature: Date:

PART A: INVENTOR INFORMATION	AND SIGNATURE		
Full name of FIRST inventor:	Jungsuh P. Kim		
Citizenship: <u>U.S.A.</u>			
Residence (if different):		PAIO A	Alto, CA 94303
Inventor's Signature:	<del> </del>		Date:
Full name of SECOND inventor:	Douglas B. Starr		
Citizenship: <u>U.S.A.</u>	Mailing Addr	ess:	1197 Bonita Avenue
Residence (if different):			Mountain View, CA 94040
Inventor's Signature:			Date:
Full name of THIRD inventor: A	Albert W. Tam		
Citizenship: <u>U.S.A.</u>	Mailing Addr	ess:	
Residence (if different):			San Francisco, CA 94122
Inventor's Signature: Aher	C W. Cac		Date: 9/4/01
Full name of FOURTH inventor:	Megan E. Laurance		
Citizenship: <u>U.S.A.</u>	Mailing Addre	ess:	1020 Shotwell Street
Residence (if different):			San Francisco, CA 94110
Inventor's Signature:			Date:
Full name of FIFTH inventor: E	mil F. Michelotti		
Citizenship: <u>U.S.A.</u>	Mailing Addre	ess:	1181 Marlin Avenue
Residence (if different):			Foster City, CA 94404
Inventor's Signature:		Date:_	
Full name of SIXTH inventor: M	Mark D. Velligan		
Citizenship: <u>U.S.A.</u>	Mailing Addre	ess:	P. O. Box 370532
Residence (if different):			Montara, CA 94037
Inventor's Signature:		Date:_	
Full name of SEVENTH inventor:	Derek R. Latour		
Citizenship: <u>U.S.A.</u>	Mailing Addre		1945 East Avenue
Residence (if different):			Hayward, CA 94541
nventor's Signature:		Date:_	
•	4 of 13		

4 of 13

PART A: INVENTOR INFORMATION AN	ND SIGNATURE	
Full name of FIRST inventor: Ju	ingsuh P. Kim	
Citizenship: <u>U.S.A.</u>	Mailing Address: 1	
Residence (if different):	<u>=</u>	Palo Alto, CA 94303
Inventor's Signature:		Date:
Full name of SECOND inventor: [	Oouglas B. Starr	
Citizenship: <u>U.S.A.</u>	Mailing Addre	ss: 1197 Bonita Avenue
Residence (if different):		Mountain View, CA 94040
Inventor's Signature:		Date:
Full name of THIRD inventor: Al	bert W. Tam	
Citizenship: <u>U.S.A.</u>	Mailing Addre	ss: 1871 10th Avenue
Residence (if different):		San Francisco, CA 94122
Inventor's Signature:		Date:
Full name of FOURTH inventor: M	legan E. Laurance	
Citizenship: <u>U.S.A.</u>	Mailing Addre	ss: 1020 Shotwell Street
Residence (if different):	$\alpha$ 1	San Francisco, CA 94110
Inventor's Signature:	ve Laman	4 Date: 9.11.01
Full name of FIFTH inventor Em	il F. Michelotti	
Citizenship: <u>U.S.A.</u>	Mailing Addre	ss: 1181 Marlin Avenue
Residence (if different):		Foster City, CA 94404
Inventor's Signature:	D	ate:
Full name of SIXTH inventor: Ma	rk D. Velligan	
Citizenship: <u>U.S.A.</u>	Mailing Addre	ss: P. O. Box 370532
Residence (if different):		Montara, CA 94037
Inventor's Signature:	D	ate:
Full name of SEVENTH inventor:		
Citizenship: <u>U.S.A.</u>	Mailing Addre	ss: 1945 East Avenue
Residence (if different):		Hayward, CA 94541
Inventor's Signature:		ate:
	5 of 13	

PART A: INVE	NTOR INFORMATION	AND SIGNATURE		
Full name of	FIRST inventor:	Jungsuh P. Kim		
Citizenship:	U.S.A.	Mailing Address:		
Residence (i	f different):		Palo	Alto, CA 94303
Inventor's Si	ignature:		_	Date:
Full name of	SECOND inventor:	Douglas B. Starr		
Citizenship:	U.S.A.	Mailing Add	ress:	1197 Bonita Avenue
Residence (if	f different):			Mountain View, CA 94040
Inventor's Si	ignature:		_	Date:
Full name of	THIRD inventor:	Albert W. Tam		
Citizenship:	U.S.A.	Mailing Add	ress:	1871 10th Avenue
Residence (if	f different):			San Francisco, CA 94122
Inventor's Si	gnature:	<del></del>	_	Date:
Full name of	FOURTH inventor:	Megan E. Laurance		
Citizenship:	U.S.A.	Mailing Add	ress:	1020 Shotwell Street
Residence (if	different):			San Francisco, CA 94110
Inventor's Si	gnature:		_	Date:
Full name of	FIFTH inventor:	Emil F. Michelotti		
Citizenship:	U.S.A.	Mailing Add	ress:	1181 Marlin Avenue
Residence (if				Foster City, CA 94404
Inventor's Si	gnature: Enw M	licheloth	Date:	9/12/01
Full name of	SIXTH inventor:	Mark D. Velligan		
Citizenship:	U.S.A.	Mailing Add	ress:	P. O. Box 370532
Residence (if	different):			Montara, CA 94037
Inventor's Si	gnature:	·	Date:	
Full name of	SEVENTH inventor	: Derek R. Latour		
Citizenship:	U.S.A.	Mailing Add	cess:	1945 East Avenue
Residence (if	different):			Hayward, CA 94541
Inventor's Si	gnature:		Date:	<del></del>
		6 of 13		



PART A: INVENTOR INFORMATION AND SIGNATURE
Full name of FIRST inventor: Jungsuh P. Kim
Citizenship: <u>U.S.A.</u> Mailing Address: <u>1844 Guinda Street</u>
Residence (if different):
Inventor's Signature: Date:
Full name of SECOND inventor: Douglas B. Starr
Citizenship: <u>U.S.A.</u> Mailing Address: <u>1197 Bonita Avenue</u>
Residence (if different):
Inventor's Signature: Date:
Full name of THIRD inventor: Albert W. Tam
Citizenship: U.S.A. Mailing Address: 1871 10th Avenue
Residence (if different):
Inventor's Signature: Date:
Full name of FOURTH inventor: Megan E. Laurance
Citizenship: <u>U.S.A.</u> Mailing Address: <u>1020 Shotwell Street</u>
Residence (if different):
Inventor's Signature: Date:
Full name of FIFTH inventor: Emil F. Michelotti
Citizenship: <u>U.S.A.</u> Mailing Address: <u>1181 Marlin Avenue</u>
Residence (if different):  Foster City, CA 94404
Inventor's Signature: Date:
Full name of SIXTH inventor: Mark D. Velligan
Citizenship: U.S.A.  Mailing Address: P. O. Box 370532  Montara, CA 94037
Residence (if different):  Montara, CA 94037
Inventor's Signature: Date: 4/11/01
Full name of SEVENTH inventor: Derek R. Latour
Citizenship: <u>U.S.A.</u> Mailing Address: <u>1945 East Avenue</u>
Residence (if different):
Inventor's Signature: Date:
7 of 13

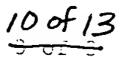


PART A: INVENTOR INFORMATION A	ND SIGNATURE	
Full name of FIRST inventor:	Jungsuh P. Kim	
Citizenship: <u>U.S.A.</u>		
Residence (if different):	<u>P</u>	alo Alto, CA 94303
Inventor's Signature:		Date:
Full name of SECOND inventor:	Douglas B. Starr	
Citizenship: <u>U.S.A.</u>	Mailing Addre	ss: 1197 Bonita Avenue
Residence (if different):		Mountain View, CA 94040
Inventor's Signature:		Date:
Full name of THIRD inventor: $\underline{A}$	lbert W. Tam	
Citizenship: <u>U.S.A.</u>	Mailing Addre	ss: 1871 10th Avenue
Residence (if different):		San Francisco, CA 94122
Inventor's Signature:	<u> </u>	Date:
Full name of FOURTH inventor:	Megan E. Laurance	
Citizenship: <u>U.S.A.</u>	Mailing Addre	ss: 1020 Shotwell Street
Residence (if different):		San Francisco, CA 94110
Inventor's Signature:		Date:
Full name of FIFTH inventor: E	mil F. Michelotti	
Citizenship: <u>U.S.A.</u>	Mailing Addres	ss: 1181 Marlin Avenue
Residence (if different):		Foster City, CA 94404
Inventor's Signature:	Da	ate:
Full name of SIXTH inventor: M	ark D. Velligan	
Citizenship: <u>U.S.A.</u>	Mailing Addres	SS: P. O. Box 370532
Residence (if different):		Montara, CA 94037
Inventor's Signature:	Da	ate:
Full name of SEVENTH inventor:	Derek R. Latour	
Citizenship: <u>U.S.A.</u>	Mailing Addres	Hayward, CA 94541
Residence (if different)	#P/_	
Inventor's Signature: (Val)	8 of 13	ate: 9/12/0/
	2 8 0T 15	

Full name of EIGHTH inventor	: Rita L. Thomas		- (1)S   24
Citizenship: <u>U.S.A.</u>	Mailing Add	ress:	1050 High Road 1061 Fuxchase Dr.
Residence (if different):		lash.	Woodside, CA 94082 Santise, CA 95123
Inventor's Signature:	Llamas	Date:	8/25/01
Full name of NINTH inventor:	Ana Kongpachith		
Citizenship: Portugal	Mailing Add	ress:	4469 Alvarado Blvd.
Residence (if different):			Union City, CA 94587
Inventor's Signature:		Date:	
Full name of TENTH inventor:	Liana T. Sheppard		
Citizenship: <u>U.S.A.</u>	Mailing Add	ress:	34 Cadiz Circle
Residence (if different):			Redwood City, CA 94065
Inventor's Signature:		Date:	
Full name of ELEVENTH invento	r: Moon Young Kim		
Citizenship: <u>U.S.A.</u>	Mailing Addr	cess:	10 Lido Circle
Residence (if different):			Redwood City, CA 94065
Inventor's Signature:		Date:	·
Full name of TWELFTH inventor			
Citizenship: <u>U.S.A.</u>	Mailing Addr	ess:	6880 Shearwaters Drive
Residence (if different):			Carlsbad, CA 92009
Inventor's Signature:	•	Date:	
INVENTORSHIP	DECLARATION BY	JOINT	INVENTORS
PART B: CLAIM TO PRIORITY OF	FOREIGN APPLICATION	(S) UN	DER 35 U.S.C. 119(a-d)
Country	App. No.		Filing Date
PART C: CLAIM TO PRIORITY OF UNDER 35 U.S.C. 119(e)	J.S. PROVISIONAL AND	D NONE	PROVISIONAL APPLICATION(S)
	MIND IZU		
Serial No.	Filing Date		Status
60/209,549	06 June 2000	X	Abandoned

9 of 13

Full name of EIGHTH inventor	: Rita L. Thomas			
Citizenship: <u>U.S.A.</u>	Mailing A	Address:	1050 High Road	
Residence (if different):			Woodside, CA 94062	
Inventor's Signature:		Date:		
Full name of NINTH inventor:	Ana Kongpachith			
Citizenship: Portugal	Mailing A	Address:	4469 Alvarado Blvd.	
Residence (if different):			Union City, CA 94587	
Inventor's Signature: Anak	nghachil	Date:	9/14/01	
Full name of TENTH inventor:			, ,	
Citizenship: <u>U.S.A.</u>	Mailing A	ddress:	34 Cadiz Circle	
Residence (if different):			Redwood City, CA 94065	
Inventor's Signature:		Date:		
Full name of ELEVENTH invento	r: Moon Young Ki			
Citizenship: <u>U.S.A.</u>	Mailing A		10 Lido Circle	
Residence (if different):			Redwood City, CA 94065	
Inventor's Signature:		Date:_		
Full name of TWELFTH inventor	Thomas W. Bruid	<u>ce</u>		
Citizenship: <u>U.S.A.</u>	Mailing Ac	ddress:	6880 Shearwaters Drive	
Residence (if different):			Carlsbad, CA 92009	
Inventor's Signature:		Date:_		
INVENTORSHIP DECLARATION BY JOINT INVENTORS  PART B: CLAIM TO PRIORITY OF FOREIGN APPLICATION(S) UNDER 35 U.S.C. 119(a-d)				
Country	App. No.		Filing Date	
			y Date	
PART C: CLAIM TO PRIORITY OF UUNDER 35 U.S.C. 119(e)	.S. PROVISIONAL	AND NONPI	ROVISIONAL APPLICATION(S)	
Serial No.	····			
60/209,549	Filing Date 06 June 2000	⊠	Status	
			Abandoned	



,		2001-0135.
Full name of EIGHTH invento	or: Rita L. Thomas	
Citizenship: <u>U.S.A.</u>	Mailing Address:	
Residence (if different):		Woodside, CA 94062
Inventor's Signature:	Date	:
Full name of NINTH inventor	: Ana Kongpachith	
Citizenship: Portugal	Mailing Address:	4469 Alvarado Blvd.
Residence (if different):		Union City, CA 94587
Inventor's Signature:	Date	:
Full name of TENTH inventor		
Citizenship: <u>U.S.A.</u>	Mailing Address:	38 Barcelona Circle 34 Gadiz Circle & T.
Residence (if different):		Redwood City, CA 94065 9/1
Inventor's Signature:	na T. Sheppad Date:	9/13/01
Full name of ELEVENTH invent	, ,	
Citizenship: <u>U.S.A.</u>	Mailing Address:	10 Lido Circle
Residence (if different):		Redwood City, CA 94065
Inventor's Signature:	Date:	
Full name of TWELFTH invento		
Citizenship: <u>U.S.A.</u>	Mailing Address:	6880 Shearwaters Drive
Residence (if different):		Carlsbad, CA 92009
Inventor's Signature:	Date:	
INVENTORSHIE	P DECLARATION BY JOINT	
PART B: CLAIM TO PRIORITY OF	FOREIGN APPLICATION(S) UT	NDER 35 U.S.C. 119(a-d)
Country	App. No.	Filing Date
PART C: CLAIM TO PRIORITY OF UNDER 35 U.S.C. 119(	U.S. PROVISIONAL AND NONI e) AND 120	PROVISIONAL APPLICATION(S)
Serial No.	Filing Date	Status
60/209,549	06 June 2000	Abandoned

Full name of EIGHTH inventor: Rita L. Thomas Mailing Address: 1050 High Road Citizenship: U.S.A. Woodside, CA 94062 Residence (if different): Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_ Full name of NINTH inventor: Ana Kongpachith Mailing Address: 4469 Alvarado Blvd. Citizenship: Portugal Union City, CA 94587 Residence (if different): Inventor's Signature: \_\_\_\_\_ Date:\_\_\_\_\_\_ Full name of TENTH inventor: Liana T. Sheppard Mailing Address: 34 Cadiz Circle Citizenship: U.S.A. Redwood City, CA 94065 Residence (if different): Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_ Full name of ELEVENTH inventor: Moon Young Kim Citizenship: U.S.A. Mailing Address: 10 Lido Circle Redwood City, CA 94065 Residence (if different): Inventor's Signature: Moon young Lim Date: 8/24/ Full name of TWELFTH inventor: Thomas W. Bruice Citizenship: U.S.A. Mailing Address: 6880 Shearwaters Drive Carlsbad, CA 92009 Residence (if different): Inventor's Signature: Date: INVENTORSHIP DECLARATION BY JOINT INVENTORS PART B: CLAIM TO PRIORITY OF FOREIGN APPLICATION(S) UNDER 35 U.S.C. 119(a-d) App. No. Country Filing Date PART C: CLAIM TO PRIORITY OF U.S. PROVISIONAL AND NONPROVISIONAL APPLICATION(S) UNDER 35 U.S.C. 119(e) AND 120 Filing Date Serial No. Status

06 June 2000

60/209,549

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Full name of EIGHTH inventor: Rita L. Thomas Citizenship: <u>U.S.A.</u> Mailing Address: 1050 High Road Woodside, CA 94062 Residence (if different): Inventor's Signature:\_\_\_\_\_ Date:\_\_\_\_ Full name of NINTH inventor: Ana Kongpachith Citizenship: Portugal Mailing Address: 4469 Alvarado Blvd. Union City, CA 94587 Residence (if different): Inventor's Signature:\_\_\_\_\_ Full name of TENTH inventor: Liana T. Sheppard Citizenship: U.S.A. Mailing Address: 34 Cadiz Circle Redwood City, CA 94065 Residence (if different): Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_ Full name of ELEVENTH inventor: Moon Young Kim Citizenship: U.S.A. Mailing Address: 10 Lido Circle Redwood City, CA 94065 Residence (if different): Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_ Full name of TWELFTH inventor: Thomas W. Bruice Citizenship: <u>U.S.A.</u> Mailing Address: 6880 Shearwaters Drive Carlsbad, CA 92009 Residence (if different): Inventor's Signature: The W.R - Date: 08/21/01 INVENTORSHIP DECLARATION BY JOINT INVENTORS PART B: CLAIM TO PRIORITY OF FOREIGN APPLICATION(S) UNDER 35 U.S.C. 119(a-d) Country App. No. Filing Date PART C: CLAIM TO PRIORITY OF U.S. PROVISIONAL AND NONPROVISIONAL APPLICATION(S) UNDER 35 U.S.C. 119(e) AND 120 Serial No. Filing Date Status 60/209,549 06 June 2000  $\boxtimes$ Abandoned